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In re Application of
Kirjavainen, Kari
Application No. 09/647,739
Filed: October 4, 2000
Attorney Docket No. 3501-1036

ON PETITION

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989).** Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

Inquiries related to this communication should be directed to Paralegal Liana Chase at (703) 306-0482. Any telephone inquiries after approximately **September 24, 2004** should be directed to (571) 272-3282.

Frances Hicks
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

justment date: 08/06/2004	AKELLEY	
/7/17/2004	ZJUHR2	00000129 09647739
FC:2501		-665.00 0P
justment date: 08/06/2004	AKELLEY	
/27/2004	PTRICE	00000010 09647739
FC:1461		-665.00 0P
/06/2004	AKELLEY	00000015 09647739
FC:1501		1330.00 0P



KIRAJAVAINEN- Serial No. 09/647,739

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Itemization of the Deficiency Payment

(A) Description of Fee Erroneously Paid	(B) Small Entity Fee Actually Paid	(C) Deficiency Owed Amount
Utility Issue Fee \$ 1,330	\$ 665.00	\$ 665.00
(D) Total Deficiency Payment Owed		\$ 665.00

Respectfully submitted,

By

Benoît Castel

Benoît Castel
Attorney for Applicant
Registration No. 35,041
745 South 23rd Street
Arlington, VA 22202
Telephone: 703/521-2297